

THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

DAVID J. CATANZARO,

Plaintiff,

VS.

LYKART TECHNOLOGIES LLC,
GROWKART, TRANSFORN SR
BRANDS LLC, KMAR, KMAR.COM,
SEARS, SEARS.COM, ALPHABET
INC., GOOGLE LLC, YOUTUBE.COM,
POSHMARK INC., STL PRO, INC.,
TARGET CORPORATION,
TARGET.COM, TOTALHILL.COM,
MICROSOFT CORPORATION, INC.,
APPLE INC. and MOZILLA
CORPORATION

Defendants.

Case No. 3:22-cv-1754

Judge Joseph F. Saporito, Jr.

Referred to: Phillip J. Caraballo

JURY TRIAL DEMANDED

FILED
SCRANTON
APR - 1 2025
PER _____
DEPUTY CLERK

**PLAINTIFF'S MOTION TO STAY PROCEEDINGS PENDING RULING
IN RELATED CASE**

Plaintiff respectfully moves this Court to stay proceedings in the above-captioned matter pending resolution of critical motions currently pending in the related matter Catanzaro v. Walmart Stores, Inc., et al., Case No. 3:22-cv-01768-JFS-PJC. In support of this Motion, Plaintiff states as follows:

1. On March 21, 2025, Plaintiff filed a motion requesting District Judge Joseph F. Saporito, Jr. to issue a direct ruling on long-pending motions for default judgment and motion for sanctions and default judgment in Case No. 3:22-cv-01768, bypassing the magistrate recommendation process, which remain pending and may soon be resolved.

2. The motion for default judgment has been pending for over three months, and the motion for sanctions and default judgment and has been pending for over one month, despite Plaintiff's Notice of Conflict and subsequent Motion to Compel a Ruling.
3. Case No. 3:22-cv-01768 involves overlapping factual and legal issues. The outcome of the pending motions may significantly affect the posture and scope of the present action, or, conversely, the present action may affect the outcome of Case No. 3:22-cv-01768.
4. A brief stay of proceedings in this matter would promote judicial efficiency, prevent duplicative litigation, and protect Plaintiff from further prejudice resulting from inconsistent treatment of overlapping issues.
5. This request is made in good faith and not for the purpose of delay.

Although the Notice of Conflict was filed recently, the underlying motions in the related case have been pending for an extended period, and the potential for overlapping issues warrants careful coordination between the two actions.

WHEREFORE, Plaintiff respectfully requests that the Court stay all proceedings in this action until the District Court rules on the pending motions in the related matter Case No. 3:22-cv-01768, and grant such further relief as the Court deems just and proper.

Date April 1, 2025

Respectfully submitted,



David J. Catanzaro
Plaintiff *pro se*
286 Upper Powderly Street
Carbondale, PA 18407
Phone: (570) 936-9262
E-mail: davidjosephus@aol.com

CERTIFICATE OF SERVICE

I, David J. Catanzaro, hereby certify that on April 1, 2025, a true and correct copy of Plaintiff's Motion to Stay Proceedings Pending Ruling in Related Case was served as follows:

For Represented Defendants:

Pursuant to Fed. R. Civ. P. 5(b)(2)(C), service was made by **U.S. Mail to one counsel of record** for each represented defendant at their official firm mailing address. As a courtesy, copies were also sent via **email** to all additional known counsel of record for the respective parties.

Served by First Class U.S. Mail:

Stephen H Barrett

DLA Piper LLP
1650 Market St
Suite 4900
Philadelphia, PA 19103

Timothy D. Katsiff

Faegre Drinker Biddle & Reath LLP
One Logan Square
Suite 2000
Philadelphia, PA 19103

Jennifer C. Berger

Baker Botts L.L.P.
30 Rockefeller Plaza
New York, NY 10112-4498

Kelly J. Fermoyle

Faegre Drinker Biddle & Reath LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402

Steven Callahan
Charhon Callahan Robson & Garza PLLC
3333 Lee Parkway
Ste. 460
Dallas, TX 75219

Erika Warren
Warren Kash Warren LLP
2261 Market Street No. 606
San Francisco, CA 94114

For Unrepresented Defendants:

The following two defendants have not appeared in this case and are not represented by counsel. Copies of the foregoing document were served by First Class U.S. Mail to the last known business address shared by both entities:

Lykart Technologies, LLC. and GrowKart
30 N Gould St Suite 5707
Sheridan, WY 82801, US

These defendants are presently in **default**, and Plaintiff reserves the right to move for entry of default as appropriate.

Date April 1, 2025



David J. Catanzaro
Plaintiff *pro se*
286 Upper Powderly Street
Carbondale, PA 18407
Phone: (570) 936-9262
E-mail: davidjosephus@aol.com